City Council Introduction: **Monday**, July 9, 2001 Public Hearing: **Monday**, July 16, 2001, at **1:30** p.m.

FACTSHEET

TITLE: SPECIAL PERMIT NO. 1918, requested by Kabredlo's, Inc., for authority to sell alcohol for consumption off the premises, on property located at 338 North 27th Street.

STAFF RECOMMENDATION: DENIAL

SPONSOR: Planning Department

BOARD/COMMITTEE: Planning Commission

Public Hearing: 06/27/01 Administrative Action: 06/27/01

RECOMMENDATION: **DENIAL** (5-1: Newman, Taylor, Carlson, Steward and Bayer voting 'yes'; Schwinn voting 'no'; Duvall, Hunter and Krieser absent).

Bill No. 01R-177

FINDINGS OF FACT:

- 1. The Planning staff recommendation to **deny** this special permit request is based upon the "Analysis" as set forth on p.3-5, concluding that: a) this proposal **does not conform to the requirements of subsection "c"** of Section 27.63.685, which requires a 100 foot separation from residential districts or uses. This Liquor Special Permit application is bounded by alleys and residential uses or districts on three sides. The applicant has not proposed any mitigation and due to the small lot size it is not likely that the site could be successfully fenced; b) the traffic impacts are substantial. The heavy use of the alleys to access the site is problematic for the abutting residences, and for the upkeep of the alley system itself, which is not paved. Any surfacing improvement would be at the expense of the abutting residents and Kabredlo's. This situation **does not conform to subsection"h"** of Section 27.63.685, which seeks to avoid access by residential streets; and c) none of the elements which contributed to a recommendation of denial five years ago have changed. The store continues to be surrounded by residential uses. No mitigation is proposed. Kabredlo's has been selling beer at this location for three and a half years in violation of the Lincoln Zoning Ordinance. The fact that beer sales were conducted on the site during the court appeals process should not be considered in support of this application.
- 2. An "Incident Listing" from the Police Department is found on p.18-31.
- 3. The applicant's testimony is found on p.7-9, and the attorney for the applicant submitted a petition in support bearing 658 signatures.
- 4. Testimony in opposition is found on p.8, and the record consists of five letters and emails in opposition (p.32-36).
- 5. The Planning Commission discussion is found on p.9-10.
- 6. On June 27, 2001, the Planning Commission agreed with the staff recommendation and voted 5-1 to recommend **denial** (Schwinn dissenting; Duvall, Hunter and Krieser absent).

FACTSHEET PREPARED BY: Jean L. Walker	DATE : July 2, 2001
REVIEWED BY:	DATE : July 2, 2001

REFERENCE NUMBER: FS\CC\FSSP1918

LINCOLN/LANCASTER COUNTY PLANNING STAFF REPORT

<u>P.A.S.:</u> Special Permit #1918 <u>DATE:</u> June 13, 2001

PROPOSAL: Kabredlo's, Inc. has applied for a Special Permit to permit the sale of alcoholic beverages for consumption off the premises.

GENERAL INFORMATION:

APPLICANT: Kabredlo's, Inc.

Mike Olderbak

730 West Cornhusker Highway Lincoln, Nebraska 68521

(402) 475-8838

LOCATION: 338 North 27th Street

REQUESTED ACTION: Review of previous denial of special permit for substantially changed

conditions.

LEGAL DESCRIPTION: Lot 14, Block 4, Sunnyside Addition, located in the SW 1/4 of Section 19, T10N, R7E, Lincoln, Lancaster County, Nebraska, generally located at 27th & "R" Streets, **the proposed premises for liquor sales** being further described as beginning at a point 30 ft. from the SE property corner of Lot 14, proceeding west 60.3 ft., north 41.3, east 60.3 ft., and south 41.3 ft. such premises being a convenience store.

EXISTING ZONING: B-3 Commercial.

PURPOSE: To permit the sale of alcoholic beverages for consumption off the premises.

SIZE: 6,510 square feet.

EXISTING LAND USE: Convenience store.

SURROUNDING LAND USE AND ZONING: Immediately adjacent to the north and to the south of the eastern portion of the property are B-3 zoned residences. There is an office building directly south of the western portion of the property, and a used car lot and an empty storefront on the SE corner of 27th and "R" to the north of the property. The remainder of the lots on this block, including the lot immediately east of the proposed establishment, are occupied by dwellings.

The zoning on the site is B3 Commercial, as is the zoning to the south, the west, across 27th Street, and to the north. The zoning to the east is R4 Residential, and to the southeast it is R5 Residential.

COMPREHENSIVE PLAN CONFORMANCE: The Land Use Plan designates this property as Commercial.

HISTORY: On **September 30, 1996**, City Council denied Special Permit 1642, which would have permitted the sale of alcoholic beverages for consumption off the premises.

On **November 13, 1997**, the State Liquor Commission granted Kabredlo's a license to sell beer for off premises consumption at this location.

On **May 18, 2001**, the Nebraska Supreme Court ordered the Liquor Commission to deny the liquor license for failure to comply with local zoning restrictions.

ANALYSIS:

- 1. SPECIAL PERMIT REQUIREMENTS: Alcoholic beverages may be sold for consumption off the premises in the B-1, B-3, H-1, H-2, H-3, H-4, and I-1 zoning districts upon the approval of a special permit. A special permit for such use may be granted subject to the requirements of the respective districts, all applicable ordinances, and the following conditions, which are waiveable by the City Council:
 - (a) Parking shall be in accordance with Section 27.67.020 of the Lincoln Municipal Code.

The parking provided exceeds the requirements of 27.67.020, which requires 5 spaces for a 2,505 square foot store. There are 7 spaces proposed at the front of the store, and employee parking will be provided to the rear, although that parking is beyond the required minimum and the dirt surface does not meet Design Standards.

The Public Works and Utilities Department notes that the parking lot does not meet Design Standards. There must be a 15' penetration dimension from the right-of-way to the first parking stalls. Also, delivery vehicles must circulate the lot. It appears that delivery vehicles currently back into the right-of-way of the alley to depart the site or park in the unpaved alley when making deliveries.

(b) The sale of alcoholic beverages for consumption on the premises shall not be permitted without issuance of a permit under Section 27.63.680 of this code.

This application is for off premises consumption.

(c) The licensed premises of any building approved for such activity must be located no closer than 100 feet from a day care facility, a residential district or residential use, or, if a lesser distance, must mitigate any adverse effects of the reduction in distance through landscaping, screening, or other methods approved by the Planning Director.

The premises are within 11 feet of the R5 District to the southeast, 41 feet from the R4 District to the east, and approximately 8 feet from the residential use to the north (which is located in the B3 District). Mitigation in this instance is impossible due to the two alleys, and the use of the rear 30 feet of the lot for employee parking.

(d) Any lighting on the property shall be designed and erected in accordance with all applicable lighting regulations and requirements.

All lighting will have to comply with the Design Standards for parking lot lighting (Chapter 3.45, Section 3.8).

(e) Vehicle stacking for a drive-through window used as any part of the permitted business operation shall not be located in any required building setback from a residential district.

No drive-through window is proposed.

(f) The use shall not have any amplified outside sound or noise source, including bells, buzzers, pagers, microphones, or speakers within 150 feet of any residential district. This shall not apply to sound sources audible only to the individual to whom they are directed, such as personal pagers, beepers, or telephones.

No such devices are proposed with this Special Permit.

(g) No access door to the business, including loading or unloading doors, shall face any residential district if such doors are within 150 feet of the residential district. This shall not apply to emergency exit doors required by building or safety codes. No door facing a residential district shall be kept open during the operation of the establishment.

There is one door on the business facing west. It does not face a residential district.

(h) Vehicular ingress and egress to and from the property shall be designed to avoid, to the fullest extent possible as determined by the City Council, disruption of any residential district. Particular attention shall be given to avoiding designs that encourage use of residential streets for access to the site instead of major streets.

The primary access to the site is from N 27th Street, via the east west alley. The neighborhood to the east and south will likely use the alley system to access this business, because "P" and "Q" Streets are closed off at 27th, forcing traffic down to "O" or up to "R". There is no median cut in 27th at "Q". The north-south and the east-west alleys are gravel, and high usage and wet weather will create a mess only correctable by surfacing, which, if accomplished through a special assessment district, will impose the cost burden on all of the abutting residences. The use of the alley itself by the customers coming and going has the potential to be very disruptive to this neighborhood.

- (i) All other regulatory requirements for liquor sale shall apply, including licensing by the state.
- (j) The City Council may consider any of the following as cause to revoke the special permit approved under these regulations:
 - (1) Revocation or cancellation of the liquor license for the specially permitted premises; or
 - (2) Repeated violations related to the operation of the permittee's business.

Planning Commission review and City Council approval is required for this use.

- **2. TRAFFIC ANALYSIS:** The Public Works and Utilities Department notes that the parking lot does not meet Design Standards.
- **3. POLICE RESPONSE:** The Lincoln Police Department has concerns with the amount of available parking, the possibility of patrons blocking the alley, and beer distributor trucks blocking the alley when they deliver alcohol. LPD opposes this special permit.
- 4. URBAN DEVELOPMENT DEPARTMENT: The Urban Development Department states,

The Urban Development Department has worked with North 27th Street business owners and neighborhood associations for the last several years. The result of this work was the completion, and now implementation, of the North 27th Street Redevelopment Plan... One of the guiding principles calls for the strengthening of existing residential investments. In our view, granting a liquor license within 100 feet of a residential area is in direct conflict with this principle... In addition, this waiver would be in direct conflict with another of the guiding redevelopment principles in the plan: "Establish defensible edges between residential and non-residential uses. Use streets or green ways to provide boundaries thus realizing the benefits of mixed use while screening the negative effects of commercial growth on residential environments."

The Urban Development Department recommends that this special permit be denied.

CONCLUSION:

- This proposal does not conform to the requirements of subsection "c" of Section 27.63.685, which requires a 100 foot separation from residential districts or uses. This Liquor Special Permit application is bounded by alleys and residential uses or districts on three sides. The applicant has not proposed any mitigation and due to the small lot size it is not likely that the site could be successfully fenced.
- The traffic impacts are substantial. The heavy use of the alleys to access the site is problematic for the abutting residences, and for the upkeep of the alley system itself, which is not paved. Any surfacing improvement would be at the expense of the abutting residents and Kabredlo's. This situation does not conform to subsection"h" of Section 27.63.685, which seeks to avoid access by residential streets.
- 3. None of the elements which contributed to a recommendation of denial five years ago have changed. The store continues to be surrounded by residential uses. No mitigation is proposed. Kabredlo's has been selling beer at this location for three and a half years in violation of the Lincoln Zoning Ordinance. The fact that beer sales were conducted on the site during the court appeals process should not be considered in support of this application.

STAFF RECOMMENDATION:

DENIAL

If, following public hearing, it is determined that this application should be approved, the following conditions are suggested:

CONDITIONS:

- 1. This approval permits the sale of alcohol for consumption off the premises at the establishment located at 338 North 27th Street.
- 2. Before commencing sales of alcoholic beverages, the applicant shall submit 5 copies of a revised site plan showing a parking lot which meets parking lot and screening design standards and provides circulation for delivery trucks.
- 3. The site plan accompanying this permit shall be the basis for all interpretations of setbacks, yards, locations of buildings, location of parking and circulation elements, and similar matters.
- 4. This resolution's terms, conditions, and requirements bind and obligate the permittee, its successors and assigns.
- 5. Construction plans shall comply with the approved plans.
- 6. The City Clerk shall file a copy of the resolution approving the permit and the letter of acceptance with the Register of Deeds. The Permittee shall pay the recording fee in advance.

Prepared by:

Jason Reynolds Planner

SPECIAL PERMIT NO. 1918

PUBLIC HEARING BEFORE PLANNING COMMISSION:

June 27, 2001

Members present: Newman, Taylor, Carlson, Steward, Schwinn and Bayer; Duvall, Hunter and Krieser absent.

Planning staff recommendation: Denial.

Jason Reynolds of Planning staff submitted three letters in opposition.

Proponents

1. Mark Hunzeker appeared on behalf of the applicant, Kabredlo's, Inc. This is a store which is located in an area which has historically been a service spot for this neighborhood. It used to be a 600 sq. ft. building that was ½ donut shop and ½ dairy store. Kabredlo's purchased the property and opened it in 1991 as a convenience type grocery store. The new store that exists today was opened in 1996.

Hunzeker urged the Commission to visit this store. The image being portrayed by the opposition is that all they sell is beer and cigarettes. This is absolutely not the case. It is a small grocery store selling produce and meats, with 18 different cooler doors within the facility, only two or three of which are alcohol. This is a neighborhood grocery store. The city just finished spending a lot of our money encouraging a redevelopment of the block north of 27th and Vine in order to facilitate redevelopment of the old Walgreens store into a grocery that is similar to this. It serves the neighborhood primarily to walk-in traffic--there is very little drive-in traffic. It has a parking lot which meets city design standards. This new store and the parking lot were built and reviewed in accordance with the design standards in 1996, two years prior to the initial application for the alcohol permit which was subsequently litigated. This store sells everything that you would see in HyVee, only less variety and quantity.

Hunzeker alleged that the so-called negative impacts attributed to the sale of alcohol are impacts which existed prior to the initial application in 1998, and those negative impacts will continue whether this permit is denied or not. The impacts identified in this report have nothing to do with the sale of alcohol, but doing business on this site. Without the sale of alcohol there would be trucks bringing in the produce; there would be people using the alleyway to access the site; and there would be a lot of walk-in traffic just like before they sold alcohol. There is nothing in the police report that indicates that alcohol has created or is a problem with respect to this site. A lot of people who use this facility do not have a phone and come to the store to use the phone.

Hunzeker also suggested that the comments of Urban Development with respect to economic development on North 27th are somewhat naive. This is economic development on North 27th Street. These young entrepreneurs took a run-down building, started their business there, expanded the business there, and are serving that neighborhood in a way that is needed and wanted.

Hunzeker purported that the only issue that has any bearing on this special permit is whether there is 100' separation from this store to the adjacent residential. Hunzeker pointed out that they cannot get 100' of separation from the adjacent residential zoned land because it is right up against Kabredlo's. They can't get 100' of separation from the residential house that is next door because it is right up against Kabredlo's. Hunzeker posed the question: What is more of an adverse impact? This store or that house? This store

has not had an impact on that house that is any greater or worse than the used car lot on the corner of 27th & R or the junk cars behind the building immediately north of the house, and certainly no more or less than any of the other activities other than the sale of alcohol that occur on this site.

Hunzeker noted that the staff report cites a lot of reasons that this is an adverse impact, but Hunzeker purported that virtually zero impact is a direct result of the sale of alcohol on this site.

Hunzeker went on to state that the liquor special permit ordinance was probably ill-considered in its origin. We should really consider the fact that this is a site/business which is providing a good service to the neighborhood and the sale of alcohol supports the ability to continue some of that service.

Steward asked Hunzeker to provide the history about the fact that Kabredlo's has been selling beer for three and one-half years. How did that occur? Did they understand the ordinance in the beginning? Hunzeker responded, stating that there was a prior application that was made for this special permit which was denied; an application for liquor license was made anyway, and that application was recommended for denial by the City Council; however, it was granted by the Liquor Control Commission. The City appealed the liquor license to the District Court. The District Court upheld the issuance of a license. The Court of Appeals upheld the District Court ruling, and then the Supreme Court accepted review and overturned that ruling. So Kabredlo's is back here to apply once again for the same permit. The sale of alcohol has been going on legally and, in Hunzeker's opinion, the Supreme Court chose to change the law substantially in its ruling. It is important to note that the issue of the validity of this ordinance was really not in front of the court because it was pled on appeal to the District Court and thrown out because it had not been part of the record at the Liquor Control Commission hearing.

Opposition

1. Anthony Bonelli, President of the No. 27th Street Business & Civic Association, appeared on behalf of several people in the association, on the Board and the neighborhood associations that are opposed. Although they are empathic to how difficult it is to run a business today and how we encourage local champions of the neighborhood in using their own private money to invest, most of the people that belong to the association believe that the sale of alcohol does have a negative effect on the neighborhood.

Schwinn inquired as to how many of the association members sell alcohol. Bonelli could not think of any that do that are active in the association. There may be some members that do sell alcohol but they are not active in the association.

- **2. Nicky Morrell,** 601 No. 28th, **President of the Hartley Neighborhood Association,** testified in opposition. There is an effect on the neighborhood with this business selling beer for three and one-half years against the city ordinance. She is a frequent user of the shops in this neighborhood and she agrees that it is a small grocery store but she is leery going there at night because of the clientele. She does not like to confront people that have been drinking in the parking lot when she gets out of her car. It can be very noisy at night and intimidating. It doesn't just affect the house next door—it affects the houses that are across the alley and down the alley. There are plenty of places to buy alcohol and she does not believe that a small grocery store is the place to do it.
- **3.** Ruth Johnson, 819 No. 33rd, Past President of the Hartley Neighborhood Association, testified in opposition. She also testified in opposition the last time this special permit was before the Commission. Nothing has changed. People have called her and are really upset that Kabredlo's has applied again.

Staff questions

Schwinn asked whether the houses within 100' are owner-occupied. Jason Reynolds of Planning staff stated that the house directly north is owner-occupied but he was not sure about the others. There are a number of owner-occupied houses on the block. The house directly north is zoned B-3.

Steward clarified with the City Attorney that the Supreme Court action has had no impact on the city's liquor ordinance. Rick Peo of the City Law Department concurred. The city was appealing the grant of the Liquor Commission's license to sell alcohol when there was provision in the statute that required them to give consideration to the city zoning code requirements. Since the special permit was denied, the Law Department believed that was a mandatory consideration to follow and that issue had to be appealed to the Supreme Court. The Supreme Court affirmed the city's determination. So we are back to whether or not the application under zoning restrictions is appropriate or not. If the permit is denied, they may choose to challenge the zoning code. They did not appeal the denial of the original special permit.

Response by the Applicant

Hunzeker agrees that nothing has changed. The conditions that existed in 1998 when this original application was filed still exist. There is nothing that ties any of the problems to the issuance of a liquor license. Kabredlo's stops selling alcohol at 9:45 p.m. and closes at 10:00 p.m. It is not the kind of business that is attributing to a lot of late night activity or noise in the neighborhood.

Hunzeker submitted a petition of several hundred signatures of people who live in the neighborhood who support this application. He believes there is a long line of Supreme Court cases pre-dating the most recent which have clearly said that you cannot treat alcohol sales as something that is separate and distinct or treat it in a way that you would not treat other commercial products. This ordinance is doing that, particularly in this case, and all the adverse impacts would be there whether they are just selling groceries or whether they have alcohol.

Bayer clarified with Hunzeker that he is arguing to the Commission that the ordinance is not appropriate. Hunzeker does not think the ordinance is appropriate but he is also saying that all the conditions in the code that pertain to those special permits are waivable. You can waive every single one of them. And they have been waived in many, many circumstances. There are lots and lots of these permits out there where the 100' distance requirement has been waived or other requirements have been waived because of conditions that exist in a particular location that are not going to be made any better just because you deny the permit. Hunzeker further observed that this store serves walk-in clientele. It serves the neighborhood well and it is appropriate for that condition to be waived under the circumstances.

Public hearing was closed.

ADMINISTRATIVE ACTION BY PLANNING COMMISSION:

June 27, 2001

Newman moved to deny, seconded by Taylor.

Taylor commented that personally, he doesn't hear about car accidents because of bread sticks but he does because of alcohol. He thinks it is important to put our feet in other shoes and it bothers him. He believes that you should be able to conduct business and make a profit, but do I make a profit at someone else's expense? Those become ethical and moral decisions. All of us should be interested in the rebuilding of this area and he does not see that alcohol sales would be something that is going to contribute to the overall success of that neighborhood. He does not see anyone here with compassion testifying in support of this application.

Carlson believes that in the widest scheme of things, local control is the wisest course of action. We have an ordinance to reflect the individual needs of this community and the conditions in the ordinance mitigate the impacts. If the impacts are negative and not mitigated, then this application should be denied.

Schwinn was troubled. Yes, there is residential next door; however, it is zoned B-3, which means that house could be turned into a business anytime. He is not so sure the existence of Kabredlo's is much different than Russ's or HyVee in his own neighborhood located right next to apartment houses. We have a concerted effort to create these small shopping areas for walkable communities and here we have a convenience store in a high dense neighborhood that is walkable and fairly accessible. He has not seen anything in the paper that shows this to be a particularly bad spot. The letter from the Police Department made no reference to complaints about the sale of alcohol other than a delivery truck delivering beer, which isn't any different than the delivery truck at the Kwik Shop three blocks north. There are no compelling arguments. They have been selling alcohol for 3 ½ or 4 years and he does not see that it has been a problem source.

Newman agreed with Carlson. If we vote for this, it does set a bad precedent for other neighborhood associations.

Steward will support the motion to deny. It's really rather simple. We have an ordinance that says 100' distance from a residential area. It doesn't say anything about the zoning or the ownership or circumstances. He believes we have an obligation to support the zoning ordinance until and unless it is changed. If we in fact are going to create walkable communities in this city, we have to look at a number of public policies, and those policies need to be reconsidered to support the kind of services that people walk to rather than the kind of services built for the automobile. There very likely could be reasons for reinvestigating the policy, but it is not the Commission's position to change policy.

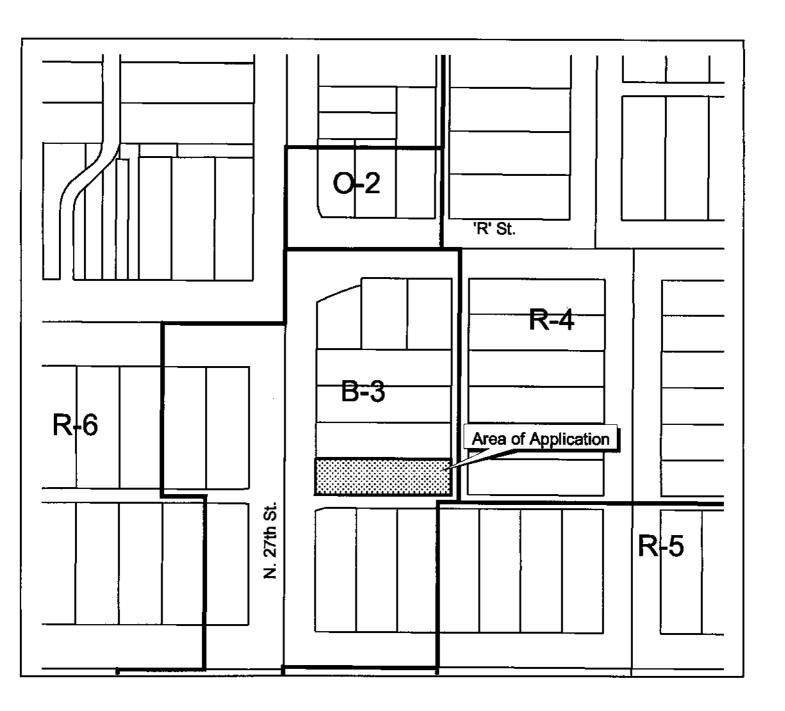
Motion to deny carried 5-1: Newman, Taylor, Carlson, Steward and Bayer voting 'yes'; Schwinn voting 'no'; Duvall, Hunter and Krieser absent.



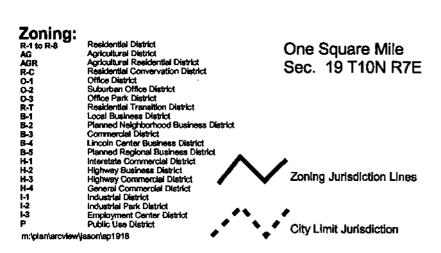
Special Permit #1918 338 N. 27th St.

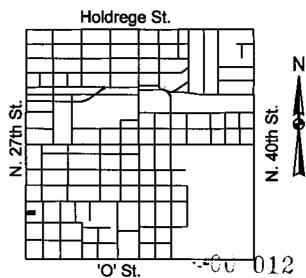


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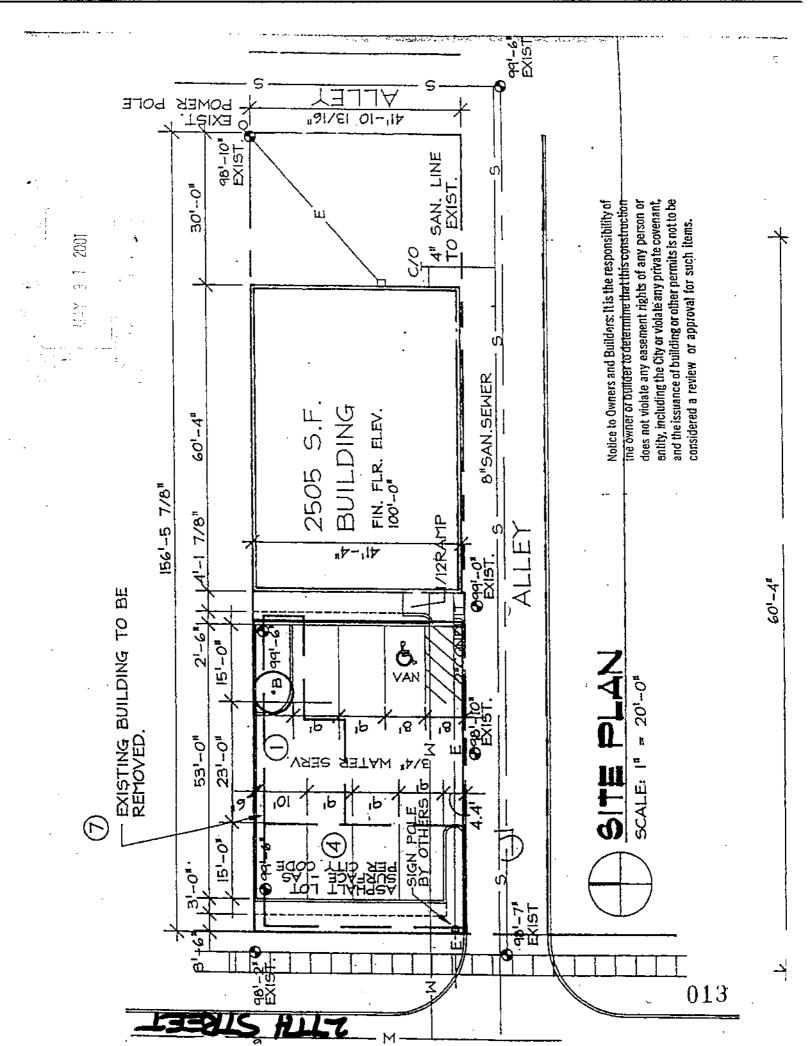


Special Permit #1918 338 N. 27th St.





Lincoln City - Lancaster County Planning Dept.



PIERSON, FITCHETT, HUNZEKER, BLAKE & KATT Law Firm

Gary L. Aksamit William G. Blake Thomas J. Fitchett Mark A. Hunzeker Peter W. Katt William C. Nelson David P. Thompson Patrick D. Timmer Michael T. Johnson

1045 Lincoln Mall, Suite 200 P.O. Box 95109 Lincoln, Nebraska 68509

Fax (402) 476-7465 Telephone (402) 476-7621

May 31, 2001

VIA FACSIMILE 441 6377

Becky Horner Planning Department 555 S. 10th Street Lincoln, NE 68508

Re: Kabredlo's Special Permit

Dear Becky:

This is to certify that the property within the special permit application filed for Kabredlo's, Inc., is owned by Mike and Mark Olderbak (Lot 14, Block 4, Sunnyside Addition, Lincoln, Lancaster County, Nebraska).

We request a waiver of the requirement of Section 27.63.680 that the licensed premises be located no closer than 100 feet from a residential district or residential use.

As you know, this property has operated with a liquor license for the past 4 and-a-half years. It has operated without adverse impact on any adjoining properties or the surrounding neighborhood. It has served primarily a walk-in clientele comprised of residents of the surrounding neighborhood.

Please let me know if you require any further information.

Sincerely,

Mark A. Hunzeker

For the Firm

MAH:la

(G:\WPData\MH\Kabredlos - HornerPlanning (tr.wpd)



Nebraská's Capital City

June 13, 2001

Jason Reynolds
Lincoln Lancaster County Planning Department
555 S. 10th, STE 213
Lincoln, NE 68508

Dear Jason:

I am writing on behalf of the City of Lincoln's Urban Development Department to oppose Special Permit No. 1918, requested by Kabredio's, Inc. Kabredio's is requesting a waiver from Section 27.63.680 to allow a liquor license in their business which is closer than 100 feet from a residential district or residential use.

The Urban Development Department has worked with North 27th Street business owners and neighborhood associations for the last several years. The result of this work was the completion, and now implementation, of the North 27th Street Redevelopment Plan. The plan contains guiding development principles for the North 27th Street corridor. One of the guiding principles calls for the strengthening of existing residential investments. In our view, granting a liquor license within 100 feet of a residential area is in direct conflict with this principle. Instead of strengthening the residential area, we believe it would be a detriment to the adjacent residential neighborhood. In addition, this waiver would be in direct conflict with another of the guiding redevelopment principles in the plan: "Establish defensible edges between residential and non-residential uses. Use streets or green ways to provide boundaries thus realizing the benefits of mixed use while screening the negative effects of commercial growth on residential environments."

The North 27th Street Business and Civic Organization is working hard to revitalize North 27th Street and it is our view that granting a liquor license within 100 feet of a residential area will be a detriment to the area and in conflict with the work of the North 27th Street Business and Civic Organization and the city. Therefore, it is our recommendation that this request be denied.

Thank you for the opportunity to comment on this request. Please call me at 441-8211 if you have any questions.

Sincerely,

Wynn S. Hjermstad, AICP

Community Development Manager

Wym S. Hiemstro

cc: Marc Wullschleger, Director, Urban Development

Tony Bonelli, President, North 27th Street Business and Civic Organization

RECEIVED

LINCOLN CITY/LANCASTER COUNTY
PLANNING DEPARTMENT

Memorandum

To: Becky Horner, Planning Department

From: Charles W. Baker, Public Works and Utilities

Subject: Kabredlo's Alcohol Permit #1918

Date: June 4, 2001

cc: Roger Figard, Nicole Fleck-Tooze

The City Engineer's Office of the Department of Public Works and Utilities has reviewed the site plan for the requested Alcohol Sales Permit for the Kabredlos site located north of N 27th and 'Q' Streets. Public Works has the following comments:

The parking lot does not meet Design Standards. The required 15' penetration dimension from the right-of-way to the first parking stalls is not being met.

Delivery vehicles must circulate on the lot. It appears that delivery vehicles must back into the right-of-way of the alley to depart the site.



MICHAEL WOOLMAN

From:

MICHAEL WOOLMAN fpd737@cjic.ci.lincoln.ne.us>

To:

Jason Reymolds <JReynolds@ci.fincoln.ne.us>

Sent:

Wednesday, June 13, 2001 2:57 PM

Subject: Fw:

---- Original Message ---From: MICHAEL WOOLMAN
To: RHill@ci.lincoln.ne.us

Sent: Friday, June 08, 2001 2:46 PM

Ray,

I talked to City Attorney Joel Pederson and Lincoln Police Legal Advisor Richard Anderson reference the Kabredlos alcohol permit #1918. Joel Pederson has worked on alcohol permits with Kabredlos at the current location and is currently awaiting a court decision that would keep Kabredlos from acquiring a liquor license (Please direct any inquires and questions to Joel Pederson). A special permit was previously denied at the current location on 9-30-96.

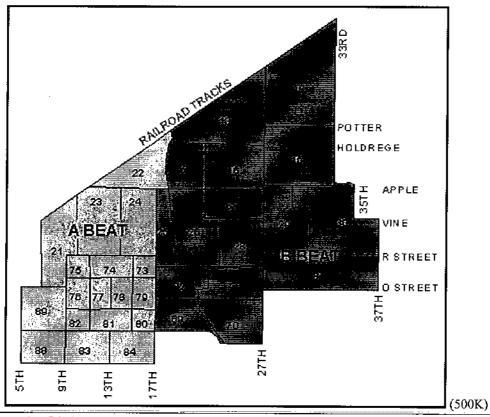
The Lincoln Police Department has concerns with the amount of available parking in the lot of Kabredlos. We also have concerns with patrons parking and blocking the alley and beer distributor trucks parking in the alley when they deliver alcohol.

Based on legal advise the Lincoln Police Department would oppose the alcohol permit #1918 for Kabredios.

Michael S. Woolman Planning Sergeant Lincoln Police Department



Click on a number for crime information.



→ Police → Reporting Distict Maps



Type of Call	Time	Date	Location	Number
ASSAULT	1847	04-23-2001	600 BLOCK N 26TH ST	A1-042134
ASSAULT	1802	05-08-2001	600 BLOCK N 26TH ST	A1-048658
ASSAULT	2133	05-12-2001	500 BLOCK N 28 ST	A1-050395
ASSAULT	0140	06-04-2001	600 BLOCK N 26TH ST	A1-059510
ASSAULT - DOMESTIC	0145	05-06-2001	2500 BLOCK S ST	A1-047604
ASSAULT - DOMESTIC	1551	05-18-2001	400 BLOCK N 25TH ST	A1-052783
ASSAULT - DOMESTIC	1551	05-18-2001	400 BLOCK N 25TH ST	A1-052788
BURGLARY	1847	04-29-2001	700 BLOCK N 25TH ST	A1-044779
BURGLARY	2317	04-30-2001	500 BLOCK N 25TH ST	A1-045297
BURGLARY	2331	05-04-2001	700 BLOCK N 25TH ST	A1-047042
BURGLARY	0945	06-12-2001	600 BLOCK N 24TH ST	A1-062787
LARC-FROM BUILDING	0722	04-29-2001	500 BLOCK N 25TH ST	A1-044611
LARC-FROM BUILDING	2013	05-27-2001	2400 BLOCK R ST	A1-056574
LARC-FROM BUILDING	1229	06-07-2001	2400 BLOCK R ST	A1-060927
LARC-VEH.ACCESS.	1306	04-29-2001	2600 BLOCK Q ST	A1-044665
LARC-VEH.ACCESS.	1645	05-10-2001	2300 BLOCK S ST	A1-049411
LARC-VEH.ACCESS.	2329	06-05-2001	600 BLOCK N 24TH ST	A1-060298
LARC-STOLEN BIKE	1703	04-29-2001	2400 BLOCK R ST	A1-044740
LARC-STOLEN BIKE	1642	05-13-2001	2300 BLOCK S ST	A1-050633
LARC-STOLEN BIKE	1737	06-02-2001	2400 BLOCK R ST	A1-058991
LARC-STOLEN BIKE	1327	06-09-2001	2400 BLOCK Q ST	A1-061776
AUTO THEFT, OUTSIDE	0354	05-03-2001	25TH ST / VINE ST ;BLAZER NB 2	A1-046262
MOLEST/FONDLING	0126	06-07-2001	R/22-23	A1-060768
AUTO THEFT	2320	06-01-2001	600 BLOCK N 26TH ST	A1-058676
VANDALISM	0121	04-27-2001	500 BLOCK N 26TH ST	A1-043539
VANDALISM	1332	04-29-2001	2600 BLOCK Q ST	A1-044675
VANDALISM	0348	05-06-2001	700 BLOCK N. 25TH ST	A1-047657
VANDALISM	2133	05-12-2001	500 BLOCK N 26TH ST	A1-050385
VANDALISM	1257	05-14-2001	2600 BLOCK R ST	A1-051017
VANDALISM	0406	05-16-2001	25TH ST / VINE ST	A1-051768
VANDALISM	2013	05-21-2001	2600 BLOCK R ST	A1-054171
VANDALISM	0812	06-07-2001	500 BLOCK N 24TH ST	A1-060834
VANDALISM	1833	06-07-2001	2500 BLOCK S ST	A1-061051
VANDALISM	0250	06-07-2001	400 BLOCK N 25TH ST	A1-060790
VANDALISM	0133	06-07-2001	25TH ST / R ST	A1-060769
VANDALISM	2021	06-09-2001	2300 BLOCK S ST	A1-061895
VANDALISM	0939	06-17-2001	2400 BLOCK U ST	A1-064985
VANDALISM	0223	06-17-2001	25TH ST-VINE ST	A1-064916
VANDALISM	0820	06-18 - 2001	2400 BLOCK T ST	A1-065290

CENTER TEAM BEAT B RD Team Map

Type of Call	Time	7	Location	Number
ASSAULT	2316	05-16-2001	3300 BLOCK R ST	A1-051709
ASSAULT	2323	05-18-2001	33RD ST/O ST/CAR WASH	A1-052999
ASSAULT	0143	05-20-2001	2800 BLOCK Q ST	A1-053509
ASSAULT	0219	05-20-2001	200 BLOCK N 30 ST	A1-053523
ASSAULT	0154	05-20-2001	200 BLOCK N 30 ST	A1-053515
ASSAULT	2146	05-26-2001	2900 BLOCK R ST	A1-056192
ASSAULT	1421	05-27-2001	2700 BLOCK P ST	A1-056505
ASSAULT	2049	06-01-2001	2800 BLOCK R ST	A1-058610
ASSAULT	0139	06-17-2001	3000 BLOCK Q ST	A1-064889
ASSAULT - DOMESTIC	0940	04-28-2001	3200 BLOCK Q ST	A1-044170
ASSAULT - DOMESTIC	0942	06-10-2001	3200 BLOCK Q ST	A1-062112
ASSAULT - DOMESTIC	0020	06-17-2001	100 BLOCK N 27TH ST	A1-064860
BURGLARY	1208	05-05-2001	300 BLOCK N 30TH ST	A1-047289
BURGLARY	1746	05-30-2001	2900 BLOCK O ST	A1-057660
BURGLARY	2323	06-17-2001	300 BLOCK N 31ST ST	A1-065203
LARC-FROM BUILDING	1309	05-07 - 2001	300 BLOCK N 27TH ST	A1-048092
LARC-FROM BUILDING	0231	05-09-2001	2700 BLOCK O ST	A1-048803
LARC-FROM BUILDING			2700 BLOCK P ST	A1-049443
LARC-FROM MOTOR VEH	0745	05-23-2001	3300 BLOCK P ST	A1-054696
LARC-VEH.ACCESS.	0908	05-01-2001	N 29TH ST/Q-R ST	A1-045850
LARC-VEH.ACCESS.	1722	05-19-2001	100 BLOCK N 28TH ST	A1-053297
LARC-VEH.ACCESS.	0711	06-20-2001	300 BLOCK N 30TH ST	A1-066122
LARC-STOLEN BIKE	1230	05-18-2001	2800 BLOCK Q ST	A1-052720
LARC-STOLEN BIKE	0210	06-21-2001	3400 BLOCK Q ST	A1-066534
LARC-OTHER	2305	04-28-2001	3100 BLOCK KLECKNER CT	A1-044446
LARC-OTHER	1012	05-25-2001	2800 BLOCK R ST	A1-055520
LARC-OTHER	1355	06-01-2001	33RD/O ST; FIRST WIRELESS LOT	A1-058410
STATUTORY RAPE	1421	05-27-2001	2700 BLOCK P ST	A1-056462
INDECENT EXPOSURE	2031	05-18-2001	3300 BLOCK P ST	A1-052927
AUTO THEFT	2021	05-18-2001	3222 O ST/KIMCO CAR WASH	A1-052918
VANDALISM	0828	04-25-2001	300 BLOCK N 34TH ST	A1-042715
VANDALISM	1429	04-27-2001	300 BLOCK N 28TH ST	A1-043759
VANDALISM	1737	05-15 - 2001	2900 BLOCK O ST	A1-051573
VANDALISM	0817	05-18-2001	200 BLOCK N 32ND ST	A1-052632
VANDALISM	0718	05-28-2001	3500 BLOCK O ST	A1-056749
SUICIDE, ATTEMPT	1645	06-05-2001	200 BLOCK N 32ND ST	A1-060134

CENTER TEAM BEAT B RD Team Map

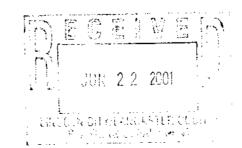
Type of Call	Time	·	Location	Number
ASSAULT	2049	04-30- 2001	2700 BLOCK W ST	A1- 045253
ASSAULT	2211	05-01- 2001	400 BLOCK N 27TH ST	A1- 045724
ASSAULT	1843	05-05- 2001	800 BLOCK N 29TH ST	A1- 047432
ASSAULT	0351	05-19- 2001	3000 BLOCK T ST	A1- 053105
ASSAULT	0257	06-02 - 2001	3000 BLOCK T ST	A1- 058768
ASSAULT	0059	06-15- 2001	2800 BLOCK T ST	A1- 063945
ASSAULT	0059	06-15- 2001	2800 BLOCK T ST	A1- 063979
ASSAULT	2208	06-19- 2001	2700 BLOCK W ST	A1- 065999
ASSAULT - DOMESTIC	2328	04-22- 2001	800 BLOCK N 27TH ST	A1- 041813
ASSAULT - DOMESTIC	2208	06-19- 2001	2700 BLOCK W ST	A1- 066009
ASSAULT - DOMESTIC	2208	06-19- 2001	2700 BLOCK W ST	A1- 066010
BURGLARY	1321	04 - 25- 2001	2800 BLOCK T ST	A1- 042811
BURGLARY	1111/15	05-31- 2001	2800 BLOCK S ST	A1- 057780
BURGLARY		06-15- 2001	3000 BLOCK T ST	A1- 064132
WEAPONS ILLEGAL WEA	1711571	04-26- 2001	29TH ST / VINE ST ;MAR TORONAD	A1- 043461
DOMESTIC DISTURBANC		06-04- 2001	3000 BLOCK T ST	A1- 059617
DOMESTIC DISTURBANC	7 1 4 F	06-04- 2001	3000 BLOCK T ST	A1- 059597
LARC-FROM BUILDING	116591	04-23 - 2001	3000 BLOCK VINE	A1- 042086
LARC-FROM BUILDING		05-01- 2001	3000 BLOCK T ST	A1- 045508
LARC-FROM BUILDING	пчахт	06-08- 2001	3000 BLOCK T ST	A1- 061294
LARC-FROM MOTOR VEH	изхач і	05-21- 2001	1000 BLOCK N 29TH ST	A1- 053888

LARC-FROM MOTOR VEH	0259	06-11- 2001	400 BLOCK N 28TH ST	A1- 062355
LARC-VEH.ACCESS.	1736	05-05- 2001	800 BLOCK N 27TH ST	A1- 047406
LARC-VEH.ACCESS.	0618	05-10- 2001	2700 BLOCK W ST	A1- 049201
LARC-VEH.ACCESS.	0502	06-18- 2001	2700 BLOCK W ST	A1- 065262
LARC-STOLEN BIKE	1516	04 - 29- 2001	3000 BLOCK T ST	A1- 044714
LARC-STOLEN BIKE	1539	05-19- 2001	3000 BLOCK T ST	A1- 053270
LARC-STOLEN BIKE	0918	06-10- 2001	3000 BLOCK T ST	A1- 062107
VANDALISM	1921	04-25- 2001	3000 BLOCK T ST	A1- 042982
VANDALISM	1753	05-23- 2001	3000 BLOCK VINE ST	A1- 054926
VANDALISM	2054	06-03- 2001	600 BLOCK N 31ST ST	A1- 059432
VANDALISM	2109	06-08- 2001	3000 BLOCK VINE ST	A1- 061511
VANDALISM	1249	06-09- 2001	3000 BLOCK S ST	A1- 061772
VANDALISM	0751	06-18- 2001	3000 BLOCK U ST	A1- 065293
VANDALISM	0238	06-18- 2001	500 BLOCK N 28TH ST	A1- 065282
VANDALISM/GRAFFITI	1046	06-04- 2001	600 BLOCK N 30TH ST	A1- 059612
VANDALISM/GRAFFITI	1320	06-04- 2001	600 BLOCK N 30TH ST	A1- 059627
VANDALISM/GRAFFITI	1320	06-04- 2001	3000 BLOCK U ST	A1- 059628
KIDNAPPING	2249	05-05- 2001	900 BLOCK N 29TH ST	A1- 047541



ENTER A STREET NAME: N 27

HOUSE#/BLK	ST.NAME	APT CASE#	DATE	ARVD CLRI	O TYPE OF CALL
000325 000235 000835	N 27TH ST N 27TH ST N 27TH ST N 27TH ST	99-13225 99-13224 99-13126 99-04174	4 12 08-1999 4 12-03-1999 5 04-27-1999	9 1920 1948 9 1959 200 9 0404 0546	7 ALARM LAVK CAUSE 5 BURCLARY
000385 000335 000335	N 27TH ST N 27TH ST N 27TH ST	99/02734 99-02100 	08-02-199		• •
000338	N 27TH ST N 27TH ST N 27TH ST	A1-06010 A1-05681 A1-05654	7 05-28-2003	1 1421 1444	•
000338 I	N 27TH ST N 27TH ST N 27TH ST	A1-05409 A1-05190 A1-04809	3 05-21-2001 3 05-16-2001	1 1725 1736 1 1323 1416	LARC-SHOPLIFT LARC-SHOPLIFT
000338	N 27TH ST N 27TH ST	A1-04429 A1-03315	0 04-28-2001	l 1724 1743	B DISTURBANCE OTHER



ENTER A STREET NAME: N 27
ENTER A HOUSE NUMBER OR BLOCK NUMBER: 000338

HOUSE#/BLK	ST, NAME	APT	CASE#	DATE	ARVD	CLRD	TYPE OF CALL
000338 N	27TH ST	• • • •	A1-028907	03-22-2001	0000	0626	FORGERY-CHECKS
	27TH ST		A1-028258				SS, CHECK WELFARE
000338 N	27TH ST		A1-024329	03-09-2001	1821	1823	ALARM UNK CAUSE
000338 N	27TH ST		A1-021144	03-01-2001	1903	1905	SS, CHECK WELFARE
- -	27TH ST		A1-017490	02-19-2001	1711	1801	LARC-SHOPLIFT
	27TH ST		A1-014864	02-12-2001	1651	1659	LARC-FROM MOTOR V
000338 N	27TH ST		A1-011867	02-04-2001	1318	1349	ACC. NOT REPORTAB
000338 N	27TH ST		A1-006969	01-22-2001	0839	0954	ACC. PD H&R REPOR
000338 N	27TH ST		A1-000358	01-02-2001	0325	0906	BURGLARY
	27TH ST		A0-144126	12-31-2000	0130	0232	BURGLARY
000338 N	27TH ST		A0-140793	12-20-2000	2019	2048	ALCOHOL DRUNK
	27TH ST		A0-140789	12-20-2000	1958	0112	ALCOHOL LIC VIOLA
000338 N	27TH ST		A0-139339	12-17-2000	0303	0309	SUSPICIOUS VEHICL
000338 N	27TH ST		A0-129685	11-19-2000	2119	2137	LARC-STOLEN BIKE
000338 N	27TH ST		A0-129027	11-17-2000	2159	2207	MISC, OTHER

* ENTER A STREET NAME: N 27

HOUSE#/BLK	ST.NAME	APT	CASE#	DATE	ARVD	CLRD	TYPE OF CALL
	· · · · · · · · · · · · · · · · · · ·						
000338 N	27TH ST		A0-126212	11-09-2000	2048	2058	LARC-SHOPLIFT
000338 N	27TH ST		A0-114116	10-12-2000	2311	2347	BURGLARY
000338 N	27TH ST		A0-112900	10-09-2000	1717	1722	DOMESTIC DISTURBA
000338 N	27TH ST		A0-112140	10-07-2000	1608	1616	DISTURBANCE OTHER
000338 N	27TH ST		A0-096247	08-30-2000	1212	1230	LARC-SHOPLIFT
000338 N	27TH ST		A0-089423	08-14-2000	1707	1738	CHILD AB/NEG PHYS
000338 N	27TH ST		A0-085741	08-05-2000	2150	2200	LARC-SHOPLIFT
000338 N	27TH ST		A0-082848	07-30-2000	1218	1241	SUSPICIOUS PERSON
000338 N	27TH ST		A0-081986	07-28-2000	1217	1300	ACC. PR.DAM.
000338 N	27TH ST		A0-081317	07-26-2000	2015	2108	LARC-SHOPLIFT
000338 N	27TH ST		A0-080758	07-25-2000	1440	1458	LARC-SHOPLIFT
000338 N	27TH ST		A0-079266	07-22-2000	0055	0128	SS, OTHER
000338 N	27TH ST		A0-076384	07-14-2000	2334	0403	MISC, OTHER
000338 N	27TH ST		A0-074331	07-10-2000	1356	1405	DISTURBANCE OTHER
000338 N	27TH ST		A0-073064	07-07-2000	1313	1318	DISTURBANCE OTHER

' ENTER A STREET NAME: N 27

HOUSE#/BLK	ST.NAME	APT	CASE#	DATE	ARVD	CLRD	TYPE OF CALL
				• • • • • • • • • •			
	27TH ST		A0-069303	06-29-2000	1444	1515	ABAND. BIKE
000338 N	27TH ST		A0-067158	06-24-2000	1859	1916	MISC, OTHER
000338 N	27TH ST		A0-066163	06-22-2000	1248	1312	LARC-SHOPLIFT
000338 N	27TH ST		A0-055745	05-28-2000	0535	0546	ALARM UNK CAUSE
000338 N	27TH ST		A0-042025	04-24-2000	1135	1205	LARC-SHOPLIFT
000338 N	27TH ST		A0-041854	04-23-2000	2110	2111	SUSPICIOUS PERSON
000338 N	27TH ST		A0-033934	04-02-2000	2026	2033	DISTURBANCE OTHER
000338 N	27TH ST		A0-032113	03-29-2000	0931	1003	ABAND, BIKE
000338 N	27TH ST		A0-032112	03-29-2000	0931	1003	ABAND. BIKE
000338 N	27TH ST		A0-032111	03-29-2000	0931	1003	ABAND. BIKE
000338 N	27TH ST		A0-032108	03-29-2000	0929	1007	ABAND. BIKE
000338 N	27TH ST		A0-026757	03-15-2000	2040	2136	LARC-FROM BUILDIN
000338 N	27TH ST		A0-021538	03-02-2000	1558	1606	DISTURBANCE OTHER
000338 N	27TH ST		A0-020707	02-29-2000	1050	1149	DISTURBANCE OTHER
000338 N	27TH ST		A0-014203	02-11-2000	1619	1629	SUSPICIOUS PERSON

ENTER A STREET NAME: N 27

HOUSE#/BLK	ST.NAME	APT	CASE#	DATE	ARVD	CLRD	TYPE OF CALL
000000		• • • • • •	30 011070				
	27TH ST		A0-011279				MISC, OTHER
000338 N	27TH ST		A0-010009				ALCOHOL DRUNK
000338 N	27TH ST		A0-009300	01-28-2000	1729	1738	ALCOHOL IN PUBLIC
000338 N	27TH ST		A0-007693	01-23-2000	1620	1643	LARC-SHOPLIFT
000338 N	27TH ST		A0-004469	01-14-2000	1325	1404	LARC-SHOPLIFT
000338 N	27TH ST		A0-002210	01-07-2000	2156	2202	SUSPICIOUS PERSON
000338 N	27TH ST		A0-001588	01-06-2000	0848	0901	SUSPICIOUS PERSON
000338 N	27TH ST		99-133628	12-12-1999	1542	1550	LARC-SHOPLIFT
000338 N	27TH ST		99-129702	12-01-1999	1347	1420	DISTURBANCE OTHER
000338 N	27TH ST		99-126627	11-21-1999	1819	1850	ASSAULT
000338 N	27TH ST		99-125500	11-18-1999	1820	1857	PARKING, OTHER
000338 N	27TH ST		99-124660	11-16-1999	1217	1240	ACC. PR.DAM.
000338 N	27TH ST		99-122305	11-10-1999	1610	1709	LARC-SHOPLIFT
000338 N	27TH ST		99-119496	11-03-1999	1010	1017	SUSPICIOUS PERSON
000338 N	27TH ST		99-118627	10-31-1999	2118	2141	LARC-FROM MOTOR V

ENTER A STREET NAME: N 27

HOUSE#/BLK	ST.NAME	APT	CASE#	DATE	ARVD	CLRD	TYPE OF CALL
	27TH ST		99-117007 99-115048				ALCOHOL MAP LARC-SHOPLIFT
000338 N	27TH ST 27TH ST 27TH ST		99-113048 99-112101 99-107892		0923	1252	LARC-SHOPLIFT
000338 N	27TH ST 27TH ST		99-106824 99-106318	10-01-1999	1051	1206	MISC, OTHER SUICIDE, ATTEMPT
000338 N	27TH ST 27TH ST		99-106261 99-102123	09-30-1999	0000	0044	SS, CHECK WELFARE LARC-FROM BUILDIN
000338 N	27TH ST 27TH ST		99-101836 99-100878	09-19-1999	0018	0025	
	27TH ST 27TH ST		99-100674 99-100142	09-16-1999	1825	1846	LARC-SHOPLIFT MENTAL INVESTIGAT
	27TH ST 27TH ST		99-096940 99-090951	09-07-1999	2140	2202	LARC-SHOPLIFT LARC-SHOPLIFT
000338 N	27TH ST		99-090617				LARC-SHOPLIFT

* ENTER A STREET NAME: N 27

HOUSE#/BLK	ST.NAME A	PT CASE#	DATE	ARVD CLRE	TYPE OF CALL
000338 N	27TH ST	99-090361	08-22-1999	2055 2110	SUSPICIOUS PERSON
000338 N	27TH ST	99-090078			FOUND ITEM
000338 N	27TH ST	99-089146	08-20-1999	0838 0852	LARC-FROM MOTOR V
000338 N	27TH ST	99-087879	08-16-1999	2145 2156	PROWLER
000338 N	27TH ST	99-087854	08-16-1999	2017 2037	SS, OTHER
000338 N	27TH ST	99-086558	08-13-1999	1742 1758	DOMESTIC DISTURBA
000338 N	27TH ST	99-086131	08-12-1999	1420 1428	LARC-SHOPLIFT
000338 N	27TH ST	99-084219	08-07-1999	1923 2004	LARC-SHOPLIFT
000338 N	27TH ST	99-083434	08-05-1999	2149 2217	WARRANT SERVICE
000338 N	27TH ST	99-076735	07-19-1999	2135 2157	ALCOHOL DRUNK
000338 N	27TH ST	99-076221	07-18-1999	1647 1741	LARC-SHOPLIFT
000338 N	27TH ST	99-072941	07-10-1999	2109 2120	LARC-SHOPLIFT
000338 N	27TH ST	99-070634	07-05-1999	1536 1543	SUSPICIOUS PERSON
000338 N	27TH ST	99-064178	06-21-1999	1335 1353	DOMESTIC DISTURBA
000338 N	27TH ST	99-056186	06-01-1999	2207 2253	LARC-SHOPLIFT

* ENTER A STREET NAME: N 27

HOUSE#/BLK	ST.NAME	APT	CASE#	DATE	ARVD	CLRD	TYPE OF CALL
	• • • • • • • • • • • • • • • • • • • •						• • • • • • • • • • • • • • • • • • • •
000338 N	27TH ST		99-055598	05-31-1999	1323	1353	DISTURBANCE OTHER
000338 N	27TH ST		99-055363	05-30-1999	2218	2228	ALARM UNK CAUSE
000338 N	27TH ST		99-055075	05-30-1999	0120	0125	ALARM UNK CAUSE
000338 N	27TH ST		99-053835	05-27-1999	0111	0136	DISTURBANCE OTHER
000338 N	27TH ST		99-051367	05-20-1999	2203	2210	MISC, OTHER
000338 N	27TH ST		99-049799	05-17-1999	0912	0919	DISTURBANCE OTHER
000338 N	27TH ST		99-045837	05-07-1999	0000	1818	LARC-SHOPLIFT
000338 N	27TH ST		99-045024	05-05-1999	1501	1514	FORGERY-CHECKS
000338 N	27TH ST		99-044763	05-04-1999	1917	1938	ACC. H&R NOT-REP.
000338 N	27TH ST		99-041260	04-25-1999	1719	1740	LARC-SHOPLIFT
000338 N	27TH ST		99-037026	04-14-1999	1904	1907	SS, ASSIST CITIZE
000338 N	27TH ST		99-031494	03-30-1999	2321	2357	ALARM UNK CAUSE
000338 N	27TH ST		99-027210	03-19-1999	1929	2006	DISTURBANCE OTHER
000338 N	27TH ST		99-026199	03-17-1999	0042	0048	ALARM UNK CAUSE
000338 N	27TH ST		99-024911	03-13-1999	0209	0214	ALARM UNK CAUSE

ENTER A STREET NAME: N 27

HOUSE#/BLK	ST.NAME	APT	CASE#	DATE	ARVD	CLRD	TYPE OF CALL
		• • • • • •	• • • • • • • • • • • • • • • • • • • •		• • • • •		· <u>····</u>
	27TH ST		99-022639	03-06-1999	1449	1455	DISTURBANCE OTHER
000338 N	27TH ST		99-022074	03-05-1999	0213	0309	SS, CHECK WELFARE
000338 N	27TH ST		99-021665	03-04-1999	0043	0045	ALARM UNK CAUSE
000338 N	27TH ST		99-019684	02-26-1999	2008	2023	MISC, OTHER
000338 N	27TH ST		99-019322	02-25-1999	2149	0017	ASSAULT
000338 N	27TH ST		99-013068	02-07-1999	1715	1743	LARC-SHOPLIFT
000338 N	27TH ST		99-010249	01-30-1999	2140	2202	DISTURBANCE OTHER
000338 N	27TH ST		99-009061	01-27-1999	1906	1922	LARC-SHOPLIFT
000338 N	27TH ST		99-005384	01-16-1999	2125	2201	LARC-SHOPLIFT
000338 N	27TH ST		99-003628	01-12-1999	0118	0204	COUNTERFEIT MONEY
000338 N	27TH ST		99-003104	01-10-1999	1707	1713	MISC, OTHER
000338 N	27TH ST		99-002471	01-08-1999	1821	1840	LARC-SHOPLIFT
000338 N	27TH ST		99-000626	01-02-1999	2226	2232	ALARM UNK CAUSE
000344 N	27TH ST		99-084978	08-09-1999	1708	1716	MISC, OTHER
000344 N	27TH ST		99-045958	05-07-1999	2331	0016	VANDALISM

ITEM NO. 3.4: SPECIAL PERMIT NO. 1918

(p.209 - Public Hearing - 6/27/01)

JUN 26

LINCOLN CITY/LANCASTER COUNTY
PLATRING DEPARTMENT

Greg Schwinn, Vice Chair Planning Commission 555 South 10th Room 213 Lincoln, NE 68502

Dear Mr. Schwinn:

I am writing in opposition to Kabredios application of a special permit for off sale. This business has continually attempted to thwart the will of this community and its surrounding neighborhoods by ignoring our zoning. We who live in this neighborhood see no need for more liquor sales or any business unwilling to comply with the laws the City of Lincoln has enacted.

Please deny this application.

Sincerely,

Corrie Kielty

637 North 24th Street

Lincoln, NE 68503

476-7791

IN OPPOSTION

ITEM NO. 3.4: SPECIAL PERMIT NO. 1918 (p.209 - Public Hearing - 6/27/01)

June 20, 2001

Lincoln Lancaster County Planning 555 South 10 Ste 213 Lincoln,Ne 68508

Re: Special Permit No 1918 338 N 27th

As owner of 300 N 27th, which is directly south of Kabredlo's, we are vehemently opposed to the sale of alcohol at their 338 N 27th property.

There have been and will be many improvements made in this area but we need help. Allowing off sale alcohol is not the right direction. If you were to drive by 338 N 27 property you will see all kinds of signs stuck on the fence. They are not what we need on North 27. Especially not with alcohol.

Kabredio's are not good neighbors. The property is not well maintained. There is debre left lying about to blow with the wind. We are constantly picking up beer bottles (broken and otherwise). Customers have been known to sit on the north side and back side of this building drinking the beer.

I'm sure if you check the police records you will find high incident rate.

John R. Kuhi

7435 Englewood Dr Lincoln, Ne 68510



rachelmurrayusa@nets cape.net (rachel murray)

To: plan@ci.lincoln.ne.us

CC:

Subject: Special permit # 1918 338 N. 27th Street

06/25/2001 05:23 PM

Dear Planning Commission Members,

My name is Rachel A. Murray. I live at 2524 "S" Street. I own my home and have lived there for almost eight years. I am writing to you to express my concern about Kabredlo's request for a permit to allow alchol sales at their store.

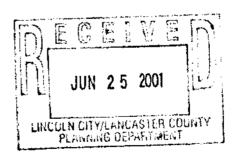
I do not support the granting of such a permit. There are already many stores which sell alcohol around our neighborhood. More alcohol oultlets are not needed. Every Saturday and Sunday morning, I and my husband pick up all kinds of emptied alcoholic beverage containers from the night before off of our tree lawn and through out our neighborhood as we take walks. Obviously, people are getting enough alcohol as it is. Also, I believe there are many people in our neighborhood who struggle with drug and alcohol use and abuse. As responsible citizens, do we want to provide yet another place where such people can purchase alcohol?

Also, the Malone, Hartley, and Clinton neighborhoods which border 27th Street are residential neighborhoods which are undergoing much needed urban renewal. Do we want to hamstring such prgress by allowing businesses to birng in commerce which detracts from urban revitalization and hurts residents with alcohol problems? Allowing this special permit is counterproductive to the goals of community improvement

Please do not grant this special permit.

Sincerely, rachel A. Murray 2524 "S" Street (402) 477-3172

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TOO LATE TO DISTRIBUTE
TO PLANNING COMMISSION on 6/27/01



gsarath@netscape.net (gautam)

To: plan@ci.fincoln.ne.us

cc: Subject:

06/27/2001 12:43 PM

Dear Plannig Commission:

My name is Gautam Sarath. I own a home in the Malone Neighborhood in the Hawley Historic district. I have lived in my home at 2524 "S" Street, with my wife, Rachel Murray, for eight years. I am a board member for the Halwey Area Association and a biochemistry professor at the University of Nebraska-Lincoln. I am writing today to express my opposition to the special permit for alcohol sales (Special permit # 1918) that Kabredlo's (338 N. 27th Street) has applied for.

My experience in my neighborhood has shown me there are already too businesses selling alcohol. The Malone neighborhood is not in any need of another alcohol outlet. In fact, in my opinion, our neighborhood would benefit from less alcohol sales given the number of residents and transients who have alcohol usage problems; these problems are apparent each day in our neighborhood as one encounters drunk individuals and picks up the empties from last night's party off the front lawn.

We are trying to improve our neighborhood by encouraging families to move in and through the process of urban renewal. Bringing in more alcohol sales into the neighborhood undermines the improvement of our neighborhood. While I welcome successful commercial ventures in our neighborhood's business district, I would prefer that such commerce not be a party to promoting human folly and suffering, especially when we already have enough businesses meeting the need.

Please do not grant this special permit.

Sincerely,

Gautam Sarath, Ph.D. 2524 "S" Street (402) 477-3172

Gautam

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0N 6/27/01

LATE TO DISTRIBUTE AT PLANNING COMMISSION

ROBERT E. RAY

442 SOUTH 28T ST.
LINCOLN, NEBRASKA 68510
(402) 477-3518

SPECIAL PERMIT NO. 1918

June 27, 2001

Planning Commission City of Lincoln 555 South 10th Street Lincoln, NE 68508

RE: Application of Kabredlo's for alcohol sales permit/waiver

Dear Commissioners:

It has come to my attention that Kabredlo's, 338 N. 27th Street, has applied for a waiver of the condition use permit ordinance for alcoholic beverage sales at this location. My neighbors and I oppose granting of any variance for the following reasons:

- This location borders a residential area that is the focus of urban investment dollars for the City. As such, it is inappropriate for alcohol sales. Foot traffic from the alcohol sales at this location promotes littering, loitering and increased potential for crime in the area. Given that a substantial amount of taxpayer dollars are being spent in the North 27th area, alcohol sales should be limited or reduced.
- 2) In addition, there is inadequate parking at this location. If a beer truck is delivering alcohol, parking is reduced by half, or the alley is blocked for traffic and/or emergency vehicles.
- The City of Lincoln has spent substantial time, money and effort in pursuing legal action to enforce its conditional use permit ordinance, specifically at this location. To grant a waiver would be a complete waste of resources and taxpayer money, especially since the circumstances of the original denial by the City have not changed.

Finally, if such a waiver is granted, it will likely open the floodgates for those seeking waivers at other locations. For this and the reasons listed above, I oppose the application for a waiver by Kabredlo's and urge the Commission to deny the application in all respects.

Yery truly yours,

Robert E. Ray

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SUBMITTED AT PUBLIC HEARING BEFORE PLANNING COMMISSION: 6/27/01
PETITION

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Michael Vellogy	Po. #82 Roca, NE
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Michele Hayres	1001011228 ASA 28th Lincoh, NE 6884

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<u>PETITION</u>

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Ashly Witton	309 N 3200 5+ 68503
Mary Kelly	1002 N. 29 #68503
JARAH DAVIS	3700 NW 50 68824
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Nick Davids	4401 \$527 Apt D12
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Just Sinfolis	1253 527th st #4
Williams Edwards	1413 N. ORR
Bill Tille	2201 N S/
Jusan Heafs	220/NS(
Dala M Fly	6020 Thorton pr. #1018 68512
Larry alefander	10 58 A st #6 Lincoln, NE 68502
Bill Jory	4505 Holdrye Lincoln Ne. 68503
	Lincoln N. 68503

<u>PETITION</u>

Att Schweder Stephen Ayotte	Address 131 N. Cotner
Stephen Ayothe	340 N 32nd
Michele Butosle	2140 So 49thst
Jackif Baker	3117 W. 57
Zachary Ahrens	2264 4#1
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Zac Janes	3031 Nw cover Circle
Michell Tannon	2901RShet
Ryan Dassard	5020 W Huntington
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Terry Flamoy	3291 Holdrey 1-4
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Maureen Thompson	3069 'S' St 6605.20Th
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Drana L. Beek	1502 N. 25th
John W. alt	3042 Y Street
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Krista Weight	17/2 N. 324
Peggy Hamburg	2144 Washington
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Jimmy Brown	
Willie Perkin	
Doe Aldridge	415 N 28th #/
Jonathan Melie	1341 F St 68508
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FORCE TRUIN	3600 X ST
Michael Todal	31 ° W ° Apr B
Chat Bring	3004 S St
Jay LOSEKE	4232 Randolo St. 1352 Hg 26
Davet Jak	518 Thilliby Cir
Ann Aipperspach	3895 Geridan Blud.
Jacany Goedring	U39 N 2310
Sperry A. DiAZ	2756 P. St.
Afil fordey	406 5.24th St.
Lola Boore	5030 Condon (are
CHOCOLATE MICES	1730 Whitee
Jerry Mana	2955 Apple
De Jona	
Jeepper Juneger	3001 VINE

Nave dehnseler	Address 1120 So 114 St.
Mary Alice Snydel	Aucoln NE 68502 24/1 R.ST Lin. Dela 222 B.D.
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Jody Webb	2834 Grohadhineom NE.
SABRIMA 100	2834 Orchard Lincoln WE.
Scott Nievald	TININ. 10 - HINCOM, NE
(Sport	8220 3° Spreet
Tony Porason	2941 SO 40th Lincoln, Nels
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Vami Schmiding	Address 527 5.25 #44
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John Sillian	Address
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Stephanie Campbell	7/2 80.27th 8t-#3
Daniel Michael	331 N 1 >6 4 Line de NE 68503
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How Do	315 N 34.
Jassie Love	2918 Marrell St.
Holanda C. Ramika	LINOIN, NEW 850B

DAMY MORGAM	Address
Janina June Sell	IHO DENTY Place La NE
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Chir Colin	410 200 St. Milford
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Mike Helley	817 0 51.2
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<u>PETITION</u>

Mrs Caryfon Ling	1016 J St 68563
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Janet Duncan	448 N 24 Apt 4 Lincoln NE 68528 2612 J 1 615-10
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Bl. c. Ple	1317 CST
Kirt Clack	37.17 S.S
Stephania Schooler	345 N. 28th
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<u>PETITION</u>

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<u>PETITION</u>

Shawra Jensen	Address 371N, 33rdSf
FRAN STackel	PO BOX TO DWIBAIT
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Todd R. Wielick	NA
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<u>PETITION</u>

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Greg Gabel	2430 Q St Apt 10 452 5 30th ST CUNCOLN NE 68510
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Dana Brown	3630 Chapel Hills Low- Lincoln NE 68507
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Name	Address
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/	Lincoln Neb 68503

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Name	Address
Monica Sipp	3415 T' St.
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Deni Kenny	917 Sd. St Junh
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Mary Brown	
Fry Mills	535 435 N. 2503
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Monthon	500 West Cappins pine
Dung Tang	800 N 25 # 24
Martina Reys	3200 '5" Avec
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Danka Mindan	Address 1732 N. 2B Linealn NE 6850
Bright Pockachil	Star St.
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Maglera	27410#2
Lane Sunstiff	Lincoln, NE 68503 2950 Calvert Lynch. 2830 5 285
Ken Jam	
Mark Chen	129 W DAWES AVE
LAN DO	640 726 -412
Jacob .T.	638 Word 25 Mst.
Richard Jazbec	30/2 RS+#1
Jame Davis	401527+44/
Lacy Comany	3054 RS+#/
Robert L. pugh, gr.	1730 No. 2736
Jim Hally	Lincoln ne. 68503
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Charity Swanson	3445 SST
La Poss	7500 P. 24 # 3
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Andy Kling	2500 PS+ #3
State Volumen	326-828- Linge IN 68510
Ship N. Smith	2504 Vine St. Apt #28
1.	Lowell NE 68503
Tarry Gragory	3240 N. 48th St
, , ,	Lin. NE 885081

PETITION |

Name Jolla C Jolla SA	2)45 Q5T 2721 R = 1
I Saac Montez	
Edward GRAY	2809 P. St.
Daryl Stokeboard	8219 Chestnet
Terry HeAMERKE	640 N 26th AB+#9
Julie Fenstermacher	4241 Holdreye #11
BRENZA Allen	1924 w a
Elizabeth Long	645 n 30 APT 2
Michelle Offens	2832 Dudley
Ryan Sabin	2832 Dudley hincoln No 2832 Dudley
LOAN UD	2736 &
Truly Bartels	1955 Gst
-mhe John	4412 Wu. 518t
Lia Hansen	4412 N.W. 51
Khanh Vo	917 S22 ND

Name	Address
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300	4701 Claire Ave. Apl. 6
Matthew & Pressoil	48516
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Lick Johan	22-48 5 24 - 68508
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Kita Williams	550 N. Z64 #/
Loca NEW MAN,	917 50,22 NO LINCOLN NE
To Chan Wie,	LINCOLD INC
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Dan.	THE POST OF THE
JUAN AMVYEN	621 OseGon Trai
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Hony Gradley Jo.	2910"7"St. Lincoln, NE 685 03
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Brenda Ol Jardo	Lincoln Na 680503
Lamont Baker	Lincoln WF 18504 ainceln ne 2500 ptreet ainceln ne
Husley B Mennee	2500 Street 68505
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SpiA Barnes	7217 Webster St
Moster Willey	Lincoln NE 68507 3435 051 22
Kom V. Complell	Lincoln NF 68503 456 No. 24
Gloria Brott	20109 TSF (8503
Mesoy peterna	2909 a St. Apt 4 Lineah NE 68503
K. Mcalous	2836 APLE St
Wille Bricks	Lincoln, MT3 68503 2519 T. St.
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Hary Broug	
Polito Veres	Blue Flame RD
John fellens	354 M28.It

Name L Hus	Address 2937 T St.
Karen Lowe	3767 0 St.
Dung a sure	327. F- ST.
Belly Bran	ASAD CI CHOOL
Suamohusa	2840 S' Street Lincoln NE 68503
Henry Dellon	333 N. 24 5. #1 Lincola, NE. 68503
Cathorine Mclear	
MButtag	
Dow King	3123 R St.#2 LINCOLD, reb. 68503
E. Swanski	326 Modeth & 141 68508
W.C. Hrandels	15/5 Hilliop RD 68002
Andre King.	2400 R st.#1
Ky ThuoNb	Lincoln, NP 68503 2212 R ST. #8
BUDGETTE RUSSELL	1427 N. 21 ST
ERIC CUSSELL	1427 N. 2157 LINCOLN NE 10850B

Shannon Monahan	Address 611 S. Z9th Af#/ Cincoln 68
Danis Caly	308 TS
John Berghur	3032 Q
Jan Hansen	3000 Contiller Rd Lineal
Bill Black	2800 PSt #4
Dear annibal	2445 RST
Danie Rakeisen	730 N 25+4
Reny Woodson	2829 U
he puer	2712 PST 1603 N 23 St
My Duone	· · · · · · · · · · · · · · · · · · ·
Jameny wallnes	121 N. 28
Mabe Montgo	2621 B ST.
Oung Jepsen	3002 R

Name	Address
Sot Rick	3/74 Kolmer Cf.
	Linaly No 68900
Stewer Mechan	1911 1'R"ST.
	LINCOLN NE. 68503
TAMmy Sheridan	2920 T 5treet
_	LINCOLN Net
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Esselyn Kenery	Linanh De
Javin Scatt	3245 Q st
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Ridgo Orde	·
ERIC MOYERY	07/10/10 8-1
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Harod Keeler	409 NZO AptZ
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Mark a	2581P 69813
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2627 'Z' St.

Name Parele Sbarranaux	Address
•	Soloin Ne 68521
Diane Watson	5025 Wordhaven D.
Kathy Nichens	Gencoln NE 68516 617 50 25th 68510
Starie Muntatt	Lineoln, ME 6890 3920 Wast
	Lincoln, Wab 12850)
Jiming Paylor	1630 Hartlane RD
Karry Rung	Lincoln NE 68521 Lincoln Ne 68503
L. Owens	the zip gove 68503
	1325 9-14 St 51 68502
Dauglas Petersen	200 R St Apris
TONG NGUYEN	
•	
AN TRAN	2723 & ST
Sean Estrat,	2832 PSt
Clark Waver	2525 Cloveland
Jeff Brown	814 No. 25#/
Cohn Drown	
Priscilla Williams	819 No. 25#/
TI VILLY VE TIME	3(1,000.(),"/

Name	Address
Shawn Barber	2757 W Street
. A .	Lincoln Neb 68503
York.	4375 W A
	March NE
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Dana Pullins	345.5.5+#1
Al a Mala H	Lincoln, Ne (O3)
Heir Alfalight	2023 18 St 4/
1	Lencoln Ale
James M. Pinia	6501 Vine #-114
Sue Farmar	2323 FSF
•	
Quan MAith	2731 RS+
1	Eincold 68502
Chris Debado	3325 Pst.
0	
Bu Schroed	435 W.25th Apt. 3
MATA	
(had father)	2840 0 54 (02)
Escapel Jorgas	152- N. 37.51 #24
M and men	
Gerald VM Hough	418N27 ST
Marin K. as.	
SUMME TOURNET	1965 Maple
	· V
1818SGS Nort	2612J Street # Z
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<u>PETITION</u>

Name	Address
Sai Kulter	5400 Fremont
001	Lincold, HE GOSA
Andrew Horsen	2748 QS+#/
	<u>hincolo</u>
Carry Med	1212 S. 23 d #8
	Lucola 69602
Jugan	LINCOLN
Too Collahor	/
A	Sod washer #/
fm V	Lincoln N-
	Linco at 11
Robert Schmidt	712 9154067
	712 915hight 68521
Paucine Chillips	3010 Y St Apth (03)
~ '	
Konald Knoff	810 washington
Sol Tite	
Soul Life	BX844/36 LIN No 6850(
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Demidjanne	200 The 68503
Stophylon	Lincon Ne
1/ 1/2 ///	2445 RST Lincoln, NE
Sla Mak aduly	
(4)	
Lacy Willer	
Roll Make	1
DID TILLIOS	Lynny huby 48803
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Do you favor the continued sale of alcoholic beverages from 338 N $27^{\rm th}$ Street, Lincoln, Nebraska, by Kabredlo's:

Michelle Murrell Dorald Down Degar	Address 1311 N. 36 46 68503 4445 St. 4.
Warned MUSUR	1212 SCB
Bothony Kent Plan Al Flight Romen Earney	2440 Lynn #F/ Lincoln WE. 68503 3023 R #1 Cinche Ne 68503 240 RSI Apt B 68505 27 21 RC
Lister aurus	2325 ST \$5 6000 2 St D/100 POTTER ST
Rebea Shelden	2718 Q street
Long Clondle	1033 5.247h 1020 Wighton St
Teampos Will Harlan	2755 W 152 N32ndGf

And the second s

Name	Address
Junie Kahler	8208 5.90 P/Z
Frank 2. Keasler III	Dunha (91) 8
· · ·	2536 H St Lincoln 68510
Jan Jane	\$1198 5 Cover 15 be
Junn Maldonado	
Kinda MistER.	
LARRY 1 SiBLECT	2805 F.J. #2 68510
Allian State	253 Q#/03
Separk Hierakie	2745 a set
& Sulline	3118 Stamst.
Califfelaire	
Dinkeny	91752, St Carist
Dry Mills	422 N 274
Jessie Europen	FriendshipHome
fat Sterns	7030 Thurston